

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE: NEW ENGLAND COMPOUNDING PHARMACY, INC. PRODUCTS LIABILITY LITIGATION	MDL No. 2419 Master Dkt. 1:13-md-02419-FDS
THIS DOCUMENT RELATES TO: All actions.	

**PLAINTIFFS' STEERING COMMITTEE'S
OPPOSITION TO MOTION FOR LEAVE TO FILE A BRIEF AS TO BELLWETHER
AND DISCOVERY PLAN ISSUES**

On June 18, 2014, the Saint Thomas Entities filed a Motion for Leave to File A Brief As To Bellwether and Discovery Plan Issues (Dkt. No. 1206) seeking leave to file a twenty-five (25) page supplemental brief related to the matter referred to Judge Boal on May 14, 2014 (Dkt. No. 1126). The Plaintiffs' Steering Committee ("PSC") files this opposition requesting that supplemental briefing be limited to a single brief of five (5) pages.

To date, the parties have already provided over 300 pages of motions and briefing on these issues, not including the 367 page affidavit separately submitted by the Saint Thomas Entities in support of their proposal.¹

The PSC maintains that the briefing on these issues is already extensive and thorough and an additional twenty-five (25) pages of briefing is certainly unnecessary. Nothing substantive has changed in this litigation since the parties submitted this original material, and briefing can and should be limited to updating deadlines that are now unworkable given the passage of time. The PSC maintains that this supplementation can be addressed in three (3) pages, but is willing

¹ See Dkt. Nos. 593, 595, 596, 598, 617, 837, 838, 858, 964, and 965.

to agree a single brief of up to five (5) pages to accommodate the Saint Thomas Entities' request.

An appropriate order is attached.

Dated: June 20, 2014

Respectfully submitted,

/s/ J. Gerard Stranch, IV

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Plaintiffs' Steering Committee

CERTIFICATE OF SERVICE

I, J. Gerard Stranch, IV, hereby certify that I caused a copy of the foregoing to be filed electronically via the Court's electronic filing system. Those attorneys who are registered with the Court's electronic filing system may access these filings through the Court's system, and notice of these filings will be sent to these parties by operation of the Court's electronic filing system.

Dated: June 20, 2014

/s/ J. Gerard Stranch, IV
J. Gerard Stranch, IV